

**§ 79.32**

Event name	Date	Location
Petit .....	06/19/62	Christmas Isl
Otowi .....	06/22/62	Christmas Isl
Bighorn .....	06/27/62	Christmas Isl
Bluestone .....	06/30/62	Christmas Isl
Starfish .....	07/08/62	Johnston Isl
Sunset .....	07/10/62	Christmas Isl
Pamlico .....	07/11/62	Christmas Isl
Androscoggin .....	10/02/62	Johnston Isl
Bumping .....	10/06/62	Johnston Isl
Chama .....	10/18/62	Johnston Isl
Checkmate .....	10/19/62	Johnston Isl
Bluegill .....	10/25/62	Johnston Isl
Calamity .....	10/27/62	Johnston Isl
Housatonic .....	10/30/62	Johnston Isl
Kingfish .....	11/01/62	Johnston Isl
Tightrope .....	11/03/62	Johnston Isl

(19) For Operation Dominic II, the period July 7, 1962, through August 15, 1962:

Event name	Date	Location
Little Feller II .....	07/07/62	NTS
Johnie Boy .....	07/11/62	NTS
Small Boy .....	07/14/62	NTS
Little Feller I .....	07/17/62	NTS

(20) For Operation Plowshare, the period July 6, 1962, through July 7, 1962, covering Project Sedan.

**§ 79.32 Criteria for eligibility for claims by onsite participants.**

To establish eligibility for compensation under this subpart, a claimant or eligible surviving beneficiary must establish each of the following:

- (a) That the claimant was present onsite at any time during a period of atmospheric nuclear testing;
- (b) That the claimant was a participant during that period in the atmospheric detonation of a nuclear device; and
- (c) That after such participation, the claimant contracted a specified compensable disease as set forth in § 79.22(b).

**§ 79.33 Proof of participation onsite during a period of atmospheric nuclear testing.**

(a) *Claimants associated with Department of Defense (DoD) Components or DoD Contractors.* (1) A claimant or eligible surviving beneficiary who alleges that the claimant was present onsite during a period of atmospheric nuclear testing as a member of the armed forces or an employee or contractor employee of the DoD, or any of its components or agencies, must submit

**28 CFR Ch. I (7–1–08 Edition)**

the following information on the claim form:

- (i) The claimant's name;
  - (ii) The claimant's military service number;
  - (iii) The claimant's Social Security number;
  - (iv) The site at which the claimant participated in the atmospheric detonation of a nuclear device;
  - (v) The name or number of the claimant's military organization or unit assignment at the time of his or her onsite participation;
  - (vi) The dates of the claimant's assignment onsite; and
  - (vii) As full and complete a description as possible of the claimant's official duties, responsibilities, and activities while participating onsite.
- (2) A claimant or eligible surviving beneficiary under this section need not submit any additional documentation of onsite participation during the atmospheric detonation of a nuclear device at the time the claim is filed; however, additional documentation may be required as set forth in paragraph (a)(3) of this section.

(3) Upon receipt under this subpart of a claim that contains the information set forth in paragraph (a)(1) of this section, the Radiation Exposure Compensation Program will forward the information to the DoD and request that the DoD conduct a search of its records for the purpose of gathering facts relating to the claimant's presence onsite and participation in the atmospheric detonation of a nuclear device. If the facts gathered by the DoD are insufficient to establish the eligibility criteria in § 79.32, the claimant or eligible surviving beneficiary will be notified and afforded the opportunity to submit military, government, or business records in accordance with the procedure set forth in § 79.72(c).

(b) *Claimants Associated with the Atomic Energy Commission (AEC) or the Department of Energy (DOE), or Who Were Members of the Federal Civil Defense Administration or the Office of Civil and Defense Mobilization.* (1) A claimant or eligible surviving beneficiary who alleges that the claimant was present onsite during the atmospheric detonation of a nuclear device as an employee of the